

PCT

## PATENT APPLICATION

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q90338

Takayuki OKA, et al.

Appln. No.: 10/553,100

Group Art Unit: 1744

Confirmation No.: 2227

Examiner: NOT YET ASSIGNED

Filed: October 13, 2005

For:

PARTICLE HAVING MAGNETIC MATERIAL INCORPORATED THEREIN, PROCESS

FOR PRODUCING THE SAME, PARTICLE FOR IMMUNOASSAY AND METHOD OF

**IMMUNOASSAY** 

## <u>INFORMATION DISCLOSURE STATEMENT</u> <u>UNDER 37 C.F.R. §§ 1.97 and 1.98</u>

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

This Information Disclosure Statement and attached Form PTO/SB/08 A&B are submitted to correct typographical errors that resulted in erroneous numbers in the Information Disclosure Statement and Form PTO/SB/08 A&B that were filed on December 29, 2005. If the Examiner may have any questions regarding this, please contact the undersigned attorney.

One copy of the listed foreign documents is submitted herewith. Since U.S. references are not required to be submitted to the USPTO, no copies of the U.S. references are submitted.

الكارنان الحن

INFORMATION DISCLOSURE STATEMENT

U.S. Appln. No.: 10/553,100

Attorney Docket No.: Q90338

The present Information Disclosure Statement is being filed before the mailing date of the

first Office Action on the merits, and therefore no Statement under 37 C.F.R. § 1.97(e) or fee under

37 C.F.R. § 1.17(p) is required.

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for

foreign language documents, Applicant submits the following explanations:

An English language abstract of JP 2003-014764 is submitted herewith, and cited 1.

U.S. Patent Application Publication No. 2002/0177234 corresponds to JP 2003-014764.

2. An English language abstract of Hei-04-003088 is submitted herewith, and cited U.S.

Patent No. 4,358,388 corresponds to Hei-04-003088.

The submission of the listed documents is not intended as an admission that any such

document constitutes prior art against the claims of the present application. Applicant does not

waive any right to take any action that would be appropriate to antedate or otherwise remove any

listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee

and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to

said Deposit Account. A duplicate copy of this paper is attached.

Respectfully submitted,

SUGHRUE MION, PLLC Telephone: (202) 293-7060

Facsimile: (202) 293-7860

WASHINGTON OFFICE

23373

CUSTOMER NUMBER

Date: February 3, 2006

2

Complete if Known

2227

Q90338

10/553,100

	/
Substitute for Form 1449 A & B/PTO	FEB 0 3 2006
<u>INFORMATION</u>	VOISCLOSURE
STATEMENT B	Y ARPEDIANT

US

Filing Date October 13, 2005

First Named Inventor Takayuki OKA

Art Unit 1744

Examiner Name NOT YET ASSIGNED

**Application Number** 

Confirmation Number

Sheet 1 of 1 Attorney Docket Number

U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Document Number		Publication Date		
		Number	Kind Code <sup>2</sup> (if known)	MM-DD-YYYY	Name of Patentee or Applicant of Cited Docume	
****		US 2002/0177234		11-28-2002	Kitawaki et al	
		US 4,358,388	Ī	11-09-1982	Daniel et al	
		US 5,320,944		06-14-1994	Okada et al	
		US				
		US				
		US				
		US				
$\overline{}$		110				

FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document		D. b. C. and D. An	Name of Patentee or		
		Country Code <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Applicant of Cited Document	Translation <sup>6</sup>
		JР	2003-014764		01-15-2003	MATSUSHITA ELECTRIC IND CO LTD	Abstract
		JР	Hei-04-003088		12-17-1981	RHONE POULENC IND	Abstract and above USP '388

		NON PATENT LITERATURE DOCUMENTS	,
Examiner Cite Initials* No.1		Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.	
			<del> </del>
			<del> </del>

	1	
5	Data Canaldanad	
Examiner Signature	 Date Considered	

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>&</sup>lt;sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kind Codes of USPTO Patent Documents at www.uspto.gov, MPEP 901.04 or in the comment box of this document. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to indicate here if English language Translation is attached.